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17 **UNITED STATES DISTRICT COURT**
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19 **NORTHERN DISTRICT OF CALIFORNIA**
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21 DANIEL NORCIA, on his own behalf
22 and on behalf of all others similarly
23 situated,

24 Plaintiffs,

25 vs.

26 SAMSUNG TELECOMMUNICATIONS
27 AMERICA, LLC, a New York
28 Corporation, and SAMSUNG
ELECTRONICS AMERICA, INC., a
New Jersey Corporation,

Defendants.

CASE NO. 3:14-cv-582-JD

**STIPULATION REGARDING BRIEFING
SCHEDULE FOR MOTION FOR CLASS
CERTIFICATION**

STIPULATION AND [PROPOSED] ORDER

This stipulation is entered into by and between Plaintiff Daniel Norcia (“Plaintiff”) and Defendants Samsung Telecommunications America, LLC and Samsung Electronics America, Inc. (“Defendants”) by and through their respective attorneys of record, with reference to the following facts:

1. On August 18, 2017, Defendants filed their Motion for Judgment on the Pleadings (“Motion”), which was heard by the Court on October 5, 2017 [Dkt. 94];

2. On February 8, 2018, the Court entered an Amended Scheduling Order in which, among other deadlines, the Court set a new deadline for Plaintiff to file his Motion for Class Certification within 90 days after the Court issues its order on the Motion [Dkt. 114];

3. On October 1, 2018, the Court entered its order on the Motion [Dkt. 133];

4. Pursuant to the Court’s Amended Scheduling Order, Plaintiff’s new deadline to file his Motion for Class Certification is December 31, 2018; and

5. In light of Plaintiff’s new Motion for Class Certification deadline falling in the midst of the end of year holiday season and other scheduling conflicts and issues relating to class certification that the parties have discussed and agree present fair grounds for modification of the case schedule, the Parties have agreed to request that the Court amend the current briefing schedule.

NOW THEREFORE, THE PARTIES HEREBY STIPULATE AS FOLLOWS:

Subject to the approval of the Court:

Event	Current Deadline	Proposed New Deadline
Last day for Plaintiff to move for class certification	December 31, 2018	January 31, 2019
Last day for Defendants to file an opposition to Plaintiff’s Motion for Class Certification	January 14, 2019	March 18, 2019
Last day for Plaintiff to file a reply in support of Plaintiff’s Motion for Class Certification	January 21, 2019	April 1, 2019

IT IS SO STIPULATED.

Dated: November 9, 2018

Respectfully submitted,

PROMETHEUS PARTNERS L.L.P.

By /s/ John R. Hurley

JOHN R. HURLEY
Attorneys for Plaintiff
DANIEL NORCIA

Dated: November 9, 2018

Respectfully submitted,

HUNTON ANDREWS KURTH LLP

By /s/ Michael J. Mueller

MICHAEL J. MUELLER
Attorneys for Defendants
SAMSUNG TELECOMMUNICATIONS
AMERICA, LLC and SAMSUNG
ELECTRONICS AMERICA, INC.

I, John R. Hurley, am the ECF User whose ID and password are being used to file this Stipulation Regarding Briefing Schedule For Motion for Class Certification. In compliance with Civil L.R. 5-1(i)(3), I hereby attest that Michael J. Mueller has concurred in this filing.

[PROPOSED] ORDER

Based on the foregoing stipulation of the Plaintiff and the Defendants, and good cause appearing therefor,

IT IS HEREBY ORDERED THAT:

Event	New Deadline
Last day for Plaintiff to move for class certification	January 31, 2019
Last day for Defendants to file an opposition to Plaintiff's Motion for Class Certification	March 18, 2019
Last day for Plaintiff to file a reply in support of Plaintiff's Motion for Class Certification	April 1, 2019

IT IS SO ORDERED.

Dated: _____, 2018

Honorable James Donato

United States District Judge